

ENVIRONMENT, PLANNING and AGRICULTURE COMMITTEE
of the
SUFFOLK COUNTY LEGISLATURE

Minutes

A regular meeting of the Environment, Planning and Agriculture Committee of the Suffolk County Legislature was held in the Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York on **Thursday, March 10, 2005.**

MEMBERS PRESENT:

Leg. Daniel P. Losquadro, Chairman
Leg. Jay H. Schneiderman, Vice•Chairman
Leg. Allan Binder
Leg. David Bishop
Leg. Vioria•Fisher
Leg. John M. Kennedy, Jr.

ALSO IN ATTENDANCE:

Mea Knapp, Counsel to the Legislature
Alexandra Sullivan, Chief Deputy Clerk
Ben Zwirn, Assistant Deputy County Executive
Thomas Isles, Director of Department of Planning
Jim Bagg, Chief Environmental Analyst/Department of Planning
Patricia Zielinski, Department of Real Estate
Lauretta Fischer, Department of Planning
Kevin LaValle, Aide to Leg. Losquadro
Charles Bender, PO Aide
Eric Brown, Aide to Leg. Schneiderman
Paul Perillie, Aide to Minority Leader
James B. Tesse, Aide to Leg. Kennedy
Tom Carroll, Aide to Leg. Bishop
Jacqueline Caputi, Ass't County Attorney
Frank Tassone, Aide to Majority Leader

MINUTES TAKEN BY:

Diana Kraus, Court Stenographer

CHAIRMAN LOSQUADRO:

Good afternoon, everyone. Never one to shirk responsibility, but honestly this wasn't my fault. We have suffered long delays today. I would like to call this meeting to order. If I could ask Legislators to report to the horseshoe. I believe we have a quorum. We will begin with the Pledge of Allegiance led by Legislator Vioria•Fisher.

(Salutation)

CHAIRMAN LOSQUADRO:

The meeting of Environment, Planning and Agriculture is called to order and we will go straight to the public portion. We have a number of cards today. And, the first of which, and I will ask speakers either to go to the podium or have a seat at the table. Either way, just make sure you speak very close to the microphone and make sure that the •• our Clerk is taking care of that right now, making sure the microphones are turned on. The first card we have is from Fran Harrison representing Brookhaven Town Councilman, Steve Fiore•Rosenfeld. Is that correct?

MS. HARRISON:

That's right.

CHAIRMAN LOSQUADRO:

You have three minutes.

MS. HARRISON:

I will choose the podium. Thank you. I'm just going to read directly from the Counselman's •• from a letter that he prepared. He was unable to attend. He sends his apologies. He is at a work session right now. I would •• this letter is addressed to Chairman Losquadro.

"I would like to thank the Chairman and the Committee on Environment Planning and Agriculture for allowing me to make these comments today concerning Smoke Run Farm in

Stony Brook. I wish to express my strong support for the acquisition of farmland development rights of this parcel under the Suffolk County Save Open Space, Farmland Preservation and Hamlet Parks Fund.

On January 27th, the Brookhaven Town Board authorized the town's Land Management staff to obtain a secured appraisal of this approximately six acre horse farm that borders the recently acquired 36 acre County preserve known as the Forsythe Meadow Preserve. As a member of the Town Board, and as the First District representative wherein this property lies, and based upon the public statements from the Supervisor, I can say that the town has a strong interest in working with the County towards the preservation of this parcel.

Due to it's location, just next to the Forsythe Meadow Preserve, Smoke Run Farm amounts to virtually the only point of entry on to this beautiful expanse of natural preserve, which so many of our community residents, local Legislators and environmentalists fought so hard and for so long to acquire. The purchase of the Smoke Run Farm development rights now would compliment that earlier acquisition and would make this active horse training, boarding and riding farm in operation for decades a part of this unspoiled asset.

Moreover, I strongly submit to this committee that the best use of this parcel, one of the last remaining equestrian centers in the County, is in training horsemanship, a healthy pastime that fosters significant life skills and guidance, particularly to young people.

Additionally, this very property used to have a relationship with Stony Brook University where there were accredited courses in horsemanship, a relationship that should be reestablished if preservation is achieved.

It is for these reasons that our community is so supportive of this land preservation.

Lastly, I wish to stress the importance of preserving this parcel for its own sake, to prevent even more commercial or residential development in our community, one that is already feeling the pressures of intensifying overdevelopment. This, in my opinion, is perhaps as important a reason as any outlined above for this committee to pass the resolution that is before you today. Thank you for your consideration of the foregoing remarks."

Thank you.

CHAIRMAN LOSQUADRO:

That was impeccably timed.

MS. HARRISON:

Was it? Was it perfect? I have copies for all the Legislators.

CHAIRMAN LOSQUADRO:

Absolutely perfect. I see here that every card that I have today is regarding Smoke Run Farm.

(APPLAUSE)

CHAIRMAN LOSQUADRO:

And that's an excellent outpouring of community support. What I would ask, are there any cards in here from people who do not wish to speak in favor of the planning steps resolution for Smoke Run Farm? Seeing none, I will make a motion to take 1117 out of order, not to quiet the public debate, I just feel that we're going to hear a lot of very positive things. I want to put on the record that I spoke to the Town Supervisor last night who did indicate his support for planning steps for development rights. And I would like to make the motion to take it out of order.

LEG. VILORIA • FISHER:

Second.

CHAIRMAN LOSQUADRO:

I appreciate the second by Legislator Viloría•Fisher. All those in favor? Opposed? 1117 is before us. **(1117•05 Authorizing Planning Steps for Acquisition Under Suffolk County Save Open Space (SOS), Farmland Preservation, and Hamlets Parks Fund (Smoke Run Farm in Stony Brook)(Town of Brookhaven).**

LEG. VILORIA • FISHER:

Mr. Chair, there is one person, though, who is representing a large group. And she has some vision of what the community is looking for here. So, if the rest of the audience would indulge us and allow Louise Harrison to come forward to just express what the vision is of the audience?

CHAIRMAN LOSQUADRO:

I certainly do not wish to take anyone's time away from them. It is your right in the public portion. But in the interest of time, if any of you would forgo your time for that speaker, it would be •• it would certainly be appreciated. Would you like to come up now?

MS. HARRISON:

Thank you very much. I really appreciate this. My name is Louise Harrison. I am Co•Chair of the Coalition for the Future of Stony Brook Village. I am also a professional ecologist and environmental analyst on principal in Conservation and Natural Areas Planning located in Setauket. And I live in Smithtown in Saint James.

I would like to give you a little background on the coalition and why we're here today. We formed in 1999 because we wanted to save Stony Brook's last forest. Our numbers grew to over 2000 County residents, 65 businesses and several civic minded organizations. By the summer of 2000, we successfully had convinced Suffolk County to acquire 36 acres of an Oak Tulip Tree forest now known as Forsythe Meadows County Nature Preserve. We threw a big party at the portion of the preserve adjoining Smoke Run Farm for all involved to celebrates its preservation.

I'd like to give you a little background just so you fully understand why the coalition is here today in favor of Legislator Vilorina•Fisher's introductory resolution to acquire the development rights at Smoke Run. Thank you, Legislator Vilorina•Fisher, on behalf of the entire community.

We endeavored to save the remaining seven acres of the forest after we acquired the first 36 because it had the logical access point to the nature preserve. This portion of the forest was closest to Stony Brook Harbor, contained steep slopes and it harbored the oldest trees in the forest. We fought an unnecessary expansion of a post office and the creation of a so•called educational and cultural center, which was situated exactly in the access point to the County nature preserve. Sixty•thousand cubic yards of soil and uncountable biomass was to be excavated and trucked away to make room for the new building and parking field.

Town of Brookhaven approved that project without adequate environmental review so the coalition brought an Article 78 proceeding against the developer and the Town, and by 2002 we had reached the Supreme Court's Appellate Division. In November of that year, the case was decided in our favor. The court ordered the Town to prepare an environmental impact statement. Unfortunately, by then all our attempts to save the forest from destruction during

our appeal had failed. And the forest at the west end of our new County nature preserve had been destroyed. Seven acres.

Now, in 2005, we have yet to receive an environmental impact statement from the Town of Brookhaven in spite of the court order to prepare one. The coalition again may be required to pursue ••

CHAIRMAN LOSQUADRO:

I know that you've reclaimed the time of many other people ••

MS. HARRISON:

I'm done with that.

CHAIRMAN LOSQUADRO:

I was just going to say if you have something to say add on Smoke Run Farm ••

MS. HARRISON:

I'm getting right to that. I'm finished.

CHAIRMAN LOSQUADRO:

Thank you.

MS. HARRISON:

Yes. And I beg your indulgence on this background because it's why we're here today. We may have to go legal measures again. We're asked to •• we're here to ask your help today in protecting the eastern portion of the preserve. We ask you to vote to approve the planning steps towards acquisition of the development rights of Smoke Run Farm, which is situated as an out parcel of the preserve. It's actually surrounded on three sides by a •• this County nature preserve. The driveway to the farm is actually owned by Suffolk County, which the farm has a legal right•of•way over. If the farm should be developed into residential housing, we may expect significant adverse ecological changes to the nature preserve, changes over which the County will have no control.

So, the members that are here today who wished to address you, were going to explain to you the importance to them as individuals and as members of the community and their affiliated organizations the importance of protecting Smoke Run Farm as it relates to a management plan for the County nature preserve. And I know this committee knows better than any other legislative committee that all of the nature preserves are supposed to have a management plan. The acquisition of Smoke Run Farm, the development rights, will provide an opportunity for the County to coordinate a nature preserve plan, management plan, for Forsythe Meadows and coordinate the farms activities with the objective of preserve management in mind.

We love the farm. We love all the ways its touched us. We were hoping you'd listen to some of the reasons today beyond what I just stated. There are some children, teenagers, who have been waiting patiently since before two o'clock today. If you would let one of them speak to you we would greatly appreciate it. Thank you for the time and I know I went over my limit.

CHAIRMAN LOSQUADRO:

No, that's quite all right.

(APPLAUSE)

CHAIRMAN LOSQUADRO:

As I said, you were reclaiming the time of many individuals. And anyone who wishes to speak is certainly welcome. I will read through the names to have them on the record, that you were present and that you did wish to speak on this. And I will have you know that Legislator Vilorina •Fisher has enumerated the virtues of this property on many occasions, so it is not foreign to us.

LEG. VILORIA • FISHER:

If I could just say one more thing before you read all the names?

CHAIRMAN LOSQUADRO:

Yes.

LEG. VILORIA • FISHER:

Because Louise Harrison did give us some of the background and the reasons. And just on a human level and as a community, my children took horseback riding lessons at Smoke Run

Farm. Almost everybody I know has had children who have used that facility, who have been part of it. And so I really want us to look at the first two aisles here where we have the future. Can you just stand up and just let us see you? Because these are people that ••

(APPLAUSE)

LEG. VILORIA • FISHER:

•• we're thinking about. And they could have been my children or Kara when she was a kid taking lessons at Smoke Run Farm. So, this is really a treasure for us in Stony Brook and Setauket. Thank you, Mr. Chair.

CHAIRMAN LOSQUADRO:

Thank you. These are individuals who are here. And again, if you wish to reclaim your time, you are certainly welcome. Dick London. Mr. London, you wish to speak?

MR. LONDON:

Yes, I do.

CHAIRMAN LOSQUADRO:

Please come up, sir. Pull the microphone down, please, sir.

MR. LONDON:

Thank you very much. My name is Dick London. Some of you know me. For those that don't, you will. I am a horseman. I'm President of the Professional Horsemen's Association currently on Long Island •• of that chapter.

I just want to say real briefly like these young folks just stood up, I have a young folk, she just turned 18. Her name is Lauren, and Lauren took lessons for several years, went to the camp also at Smoke Run. It is the most important thing in my daughter's life to have had the education that she received, as I'm certain these young adults right here would testify to as well.

This is something that we always want. Like Legislator Fisher said about her child or children who attended Smoke Run. We want only the best for our kids, nothing less. Nothing illegal, no drugs, no nothing. Smoke Run, at that farm, is running the few stables remaining on Long

Island. And as President of the PHA, I can say to you emphatically we are losing ground, horse shows, stables, every year to development. It's imperative, and that's the word, imperative, for the good and welfare of our children to keep established with development rights at this point Smoke Run Farm and other open areas that we can prevail on to keep that way.

I just wanted to say that and I want to thank you ahead of time for your correctness and logic. Thank you.

(APPLAUSE)

CHAIRMAN LOSQUADRO:

Thank you, sir. Jaclyn DiCarlo.

MS. DI CARLO:

Hi. I'm Jaclyn. And everyone, like, in the horse world has kind of started at Smoke Run. And if you talk to them they all know George and Lisa and Smokey. And it's helped everyone in, like, their own way. And with me, I grew up, like, sick kind of. And like the barn and the horses and the trainers and the people helped me. And I had a transplant •• a heart transplant a year ago. And the only reason I, like, got out of my house to get better was to be with my horse and to be with my friends. And, I don't know, it just helped me a lot.

And then like we had •• I had like complications where I developed a form of cancer after. And I would fight with the doctors to let me ride and be with my horse because they didn't want me to. They said it was dirty, but •• but, like, I don't know, I give all the credit to being at the barn of how good I am now, so, I don't know.

(APPLAUSE)

CHAIRMAN LOSQUADRO:

Thank you. Again, if you have anything additional to add you're welcome to. I certainly do get the feeling there's unanimity among this body as to the passage of this bill, so. We have Devan McNamara.

MS. McNAMARA:

Everything that I'm going to say has been stated.

CHAIRMAN LOSQUADRO:

Very good. Norma Watson.

MS. WATSON:

I'll pass.

CHAIRMAN LOSQUADRO:

Robert De Zafra.

MR. DE ZAFRA:

I have a letter from the Stony Brook Environmental Conservancy. I will just skip down quickly and then give the letter to the secretaries for the record. I'm going to skip down to the two relevant paragraphs.

"As you know," or we hope you know, "Smoke Run Farm provides by far the best and almost the only practical means of public access to the 30•odd acre Forsythe Meadow County Preserve recently acquired by the town. The farm, comprising approximately nine acres of fairly level land has for decades provided a boarding facility and training school for horses and horseback riders and could continue to provide this welcome recreational activity for coming decades while also being preserved in perpetuity as open land. If development rights are severed from the property, the alternative is another dozen or more large houses overlooking and impinging upon the County preserve while also effectively closing it off from convenient public access and enjoyment.

We urge the committee to recommend that the County Legislature complete the task of securing Forsythe Forest," that's a hard one, "by purchasing development rights to Smoke Run Farm. We hope that Brookhaven Town will also move favorably in conjunction with the County to make this possible and will urge the town to do its part.

We thank the committee for the opportunity to address you on this important issue and look forward to your positive actions. Sincerely yours, Malcome J. Bowman, Chairperson for the Stony Brook Environmental Council." Doctor Bowman could not be here today and I'm doing this in his place.

CHAIRMAN LOSQUADRO:

Thank you.

(APPLAUSE)

CHAIRMAN LOSQUADRO:

Cynthia Barnes. Oh, hello, Cynthia. How are you? Are you going to come up?

MS. BARNES:

Just if you would accept my comments.

CHAIRMAN LOSQUADRO:

We will add to that the record if you could give that to the Clerk.

MS. BARNES:

As if read. Thank you.

CHAIRMAN LOSQUADRO:

It will be added to the record. Thank you. David Smith.

MR. SMITH:

I would have liked to address you, but in the interest of time, I'm willing to forego.

CHAIRMAN LOSQUADRO:

Thank you, Mr. Smith. You're so noted on the record. John Broven. Hello, Mr. Broven.

MR. BROVEN:

Good afternoon. I would like to concur with David Smith and to assure you, Mr. Chairman, this is not an English takeover.

CHAIRMAN LOSQUADRO:

I always enjoy hearing Mr. Broven speak. Megan Sweeney.

MS. SWEENEY:

I'm not going to speak.

CHAIRMAN LOSQUADRO:

Thank you. Don Garber. Hello, Don.

MR. GARBER:

Hello there. Can I call the question?

CHAIRMAN LOSQUADRO:

We would love you to as soon as we get through the cards. Kimberly •• is it Zawie? Zawie.

MS. ZAWIE:

Can I just say a couple of things?

CHAIRMAN LOSQUADRO:

Please do.

MS. ZAWIE:

Okay. I absolutely hate public speaking.

CHAIRMAN LOSQUADRO:

But you're doing so well.

MS. ZAWIE:

But I grew up at the barn. And like, it's been, like, a huge part of my life and, like, I've learned so much from it. And I know a lot of kids that go to my school that •• they have nothing do after school. They either sit in front of the TV or they go out and get high. And that's basically they have nothing to do.

And, like, not only the fact that like it's the barn, it's that we have •• our schools are so overpopulated that we don't, like, we really don't need any more people to come into our community because, like, our hallways are so packed that, like, all the houses and everything, I just don't think it's necessary and I think that it's really important for the community to keep a barn and keep as much kids as we can out of trouble and doing something, like, useful. Like,

we learned a lot from it.

CHAIRMAN LOSQUADRO:

I agree. I thank you for your comments. And ••

(APPLAUSE)

CHAIRMAN LOSQUADRO:

I grew up to the east of you, where it is slightly even more rural, and having outlets for young people to find activities, constructive activities to engage in is always a problem. So, I thank you for your comments. And I assume this is your sister Lynn Zawie.

MS. ZAWIE:

No. Her mother.

CHAIRMAN LOSQUADRO:

Oh, I'm sorry. It's certainly her sister.

MS. ZAWIE:

That's okay. I'll pass.

CHAIRMAN LOSQUADRO:

Too bad you're not in my district. I could have earned a vote on that one. James Navarre or is Navarre?

MR. NAVARRE:

Navarre. I'll forego my opportunity to speak.

CHAIRMAN LOSQUADRO:

Thank you, Mr. Navarre. And the last card we have, Claudia Jacobs Dunmire.

MS. DUNMIRE:

Yes.

CHAIRMAN LOSQUADRO:

Please come forward.

LEG. VILORIA • FISHER:

She is going to sing her testimony.

MS. DUNMIRE:

You have to pay for that. Actually, my daughter wrote a letter. My family and I, my two daughters, who are now 11 and 13 years old, my husband and I, my son wasn't born yet, we're original members of this Coalition to Save the Last Forest, so it's very near and dear to our heart. But I would like to read this letter that my daughter wrote who couldn't be here because she is in school studying hard, or she better be.

"Dear government. Please" exclamation point, exclamation point, exclamation point, "don't let them develop Smoke Run Farm into more houses. My friends and I worked so hard to help preserve the last forest in Stony Brook. Thank you for helping us do that. But now my concerns, I have two concerns. One is getting to the land that we helped to preserve. And two, I'm really, really worried about more kids moving into our school district. Our classes are too big already. Everybody talks about how good our district is, but the more crowded it gets, the less attention and help a good old average kid like me gets. So, in closing, do the right thing."

And I wanted to add something I have gone blank, so I would just like to add to that do the up and up and help us preserve it. Thank you.

CHAIRMAN LOSQUADRO:

Thank you. With the cards finished, of course I have to ask the question is there anyone else who wishes to be heard? Seeing none, we'll close the public portion.

Could I ask Mr. Isles and Ms. Zielinsky to please come forward since we're going to move to the agenda. But 1117 is already before us. And while they are coming forward and getting set up, I would like to read into the record a letter that has been given to me from John Turner, Director of the Division of Environmental Protection for the Town of Brookhaven.

It says, "Dear Chairman Losquadro and members of the EPA committee. Due to other commitments I unfortunately am not able to appear before the committee today to express the Town of Brookhaven's support for the above referenced resolution. Therefore, I ask this letter be entered into the committee record.

The Town of Brookhaven supports working in partnership with Suffolk County on acquiring the development rights for the six plus acres known as Smoke Run Farm. This farm, adjacent to the County's Forsythe Meadow Park in Stony Brook, has been a community asset for several decades. It is our expectation that the purchase of the development rights of the property in partnership with Suffolk County this facility will continue to be available to Brookhaven and Suffolk County residents interested in equestrian activities.

Illustrating the town's commitment to protect this property, it is important to note that I was authorized at the January 27, 2005 work session of the Town Board to secure an appraisal to value the development rights. We're in the process of putting the appraisal package together and will forward it in the very near future to the appraiser the town has selected.

I appreciate the opportunity to express the Town of Brookhaven's support for the adoption of IR 1117. I look forward to working with Suffolk County on the support and acquisition project."

So entered into record. That is in keeping with what the Town Supervisor conveyed to me last night.

Mr. Isles, do you have the information packets regarding this acquisition?

MR. ISLES:

Yes, we do.

CHAIRMAN LOSQUADRO:

Could they be distributed to the committee, please?

MR. ISLES:

Sure.

CHAIRMAN LOSQUADRO:

I went over the time.

MR. ISLES:

While Laretta is doing that, if you'd like I can just give a brief summary of the matter.

CHAIRMAN LOSQUARDRO:

Please give us a brief rundown.

MR. ISLES:

Of course, this was before you last year as Greenways active recreation proposal that didn't quite come together. The County does own Old Field Farm in this area, in the West Meadow Beach area, so that is available for future use for that kind of purpose, for County ownership.

This is a little bit different, as the sponsor Legislator Fisher has proposed as a PDR, purchase of development rights proposal. This would be similar to what is being done for Detmer Farm and obviously many of the other farms in Suffolk County. In this case this proposal has been reviewed by the County Farmland Committee at a meeting held in January of this year. Farmland Committee is advisory to you. And based on their review they have recommended this for inclusion in the County's program.

What is before you today, of course, is a planning steps resolution. Passage of this would then enable the Real Estate Division to order appraisals and based on what you just read from Mr. Turner from the Town of Brookhaven, it is a parcel that we would definitely seek to do a partnership on for a number of reasons, but economics being the first and foremost.

The other factor I think that does weigh into this is that it's from a farming standpoint a relatively small farm. New York State Ag and Markets Law does allow horse boarding and breeding as a permitted agricultural activity so it does qualify. That was the finding of the Farmland Committee. But I think there is a bonus to this one in the sense that the County does own the adjacent property. It is protective, then, to consider an acquisition of development rights and that circumstance enhancing and improving the County's value that we already have there.

So with that, the Farmland Committee has acted and made their recommendation. If there are

any questions of the committee I'll do my best to answer those.

CHAIRMAN LOSQUADRO:

Thank you. I had heard some discussion about encroachment on to County property by this facility. Is that the •• I'm looking here and there seems to be a large area of clearing to the west of the property we're looking to acquire. That appears to be within the Suffolk County holdings. What exactly is the scenario there?

MR. ISLES:

I think a lot of that may have been historical in the sense that the •• I think there was some historical use of the Forsythe Meadow property. So, in terms of what the current use is, and if there is any intrusion to the County property, I don't know that for a fact. These aerials are taken 2001, the current aerial base that we use. Certainly, if that is an inquiry of the committee we could pass it along to the Parks Department since they now manage the County property and request an inspection of the property.

CHAIRMAN LOSQUADRO:

I just would not like to see anything hold this up, so if there is something that would need to be done by the land owners, in terms of either remediation or revisitation of some part of some County property that was disturbed as a result of their usage, or if as you say, it was simply historical use and we're allowing that usage on our County property, then, so be it. Then that's the case.

I would just ask that that be taken into account when moving forward with this. I would not like to see at the eleventh hour, you know, a wrench get thrown into the gears and slow this process up. That is why I raised the point now, this way everyone is, you know, duly notified and hopefully the process will go smoothly from here.

MR. ISLES:

Okay. I will discuss that with the Parks Department. My point to an historical use is that looking at an aerial photograph, here again if it was used for that prior to the County purchase of the County property, then, you know, it could have been done by the agreement of the property owners. Certainly there is no right right now for Smoke Run Farm to be using County property that I'm aware of, so certainly we'll check into that as well.

CHAIRMAN LOSQUADRO:

Please do. Thank you. **1117 is before us.** I'll entertain a motion from the sponsor.

LEG. VILORIA • FISHER:

Motion to approve.

CHAIRMAN LOSQUADRO:

Motion to approve by Legislator Vilorina•Fisher. I will second that motion as the Chair. All those in favor? Opposed? **1117 is approved. (Vote: 6/0/0/0).** Thank you all for coming.

(APPLAUSE)

LEG. VILORIA • FISHER:

Mr. Chair, before the members of my community leave, I would just like to mention something. At the risk of being maudlin I just have to say this. There's always a turn•out. This is an incredible community to represent. And I just want to say Jackie told us, you know, some of her background when she got up. I went to the vigil when Jackie was in the hospital at St. James Church. You couldn't squeeze into that church there were so many people. I didn't know her but I came with my daughter. There were so many people. We support one another in our community. And I'm always proud to represent you. Thank you for being here.

(APPLAUSE)

CHAIRMAN LOSQUADRO:

Thank you again.

We will move to tabled resolutions. **IR 1954•04 Reorganizing and strengthening the Nassau•Suffolk Regional Planning Board, and Renaming the Board "The Long Island Regional Planning Council".**

I have been in further discussions with my counterparts from Nassau County. They have •• strategic arm limitation talks have taken shorter periods of time than this, you are correct. But unfortunately we see the difficulty in passing a piece of legislation in one Legislature. We now have to find language that is identical and agreeable to both Legislature's that we can pass

simultaneously. I assure you, Legislator Bishop, we are very close. Nassau County has ••
Nassau County has a few more suggestions for us.

I'll make a motion to table. Second by Legislator Schneiderman. All those in favor? Opposed?
1954 is tabled. (Vote: 6/0/0/0).

**2102•04 Adopting Local Law No •• 2004, A Local Law to promote Health of Suffolk
County residents by limiting non•essential use of toxic chemical pesticides in Suffolk
County.**

LEG. SCHNEIDERMAN:

This public hearing isn't closed. Motion to table.

CHAIRMAN LOSQUADRO:

Motion to table for the public hearing, second by Legislator Binder.

LEG. BISHOP:

I know many of you are tired from a full day of pugilist activities, but I have a question on this
one. I tried to do something ••

CHAIRMAN LOSQUADRO:

I am about to be a pugilist, you're right.

LEG. BISHOP:

I tried to do something similar to this resolution a few years ago and was told that I was
preempted by the state. And I'm sure that's the opinion of many Legislators, if not a majority.
Would it behoove the sponsor to get •• to use the our 477 account and do a resolution that
would direct a law firm to write a ••

LEG. BINDER:

Not 477. Our 456.

LEG. BISHOP:

456. Our money. Our money, which we have, you know, which we never spend down to zero
anyway, there is always funds available. Perhaps we can hire a firm for a few thousand dollars

and save us a lot of •• more money later on in litigation expenses. Perhaps that would be good way to proceed so that we know exactly if we have the right to do this or not.

LEG. SCHNEIDERMAN:

First off, I should say that there is an amended copy of this bill and some of the language has changed significantly in that bill and I'm not sure that it is preempted. There may be a gray area in terms of the preemption and it may take a judge to decide for certain whether it's preempted. I don't believe it's preempted. And what was the other part of your question?

LEG. BISHOP:

Right. You're not sure and that's •• and you're the sponsor. So ••

LEG. SCHNEIDERMAN:

I don't believe that it is preempted.

LEG. BISHOP:

My argument is that perhaps it would be prudent and wise, is that redundant, is prudent always wise •• to hire a firm to get a memorandum that, you know, research the issue exhaustively, that Counsel can't provide. She doesn't have the time to spend, you know, two weeks ••

LEG. SCHNEIDERMAN:

It would be somewhat unusual for the same Legislature that passed the bottle bill and the ephedra ban and the cell phone ban and a whole bunch of other bans and ••

LEG. BISHOP:

I don't think preemption was the issue with the bottle bill. Perhaps it was. I wasn't around. I was a child.

LEG. SCHNEIDERMAN:

I don't believe this is preempted. I believe it is the right thing to do. Maybe if Counsel wants to chime in on it.

LEG. BISHOP:

I agree it's the right thing to do. I want to know if it's the legal thing to do is my point.

LEG. SCHNEIDERMAN:

My motion is to table the bill not change the bill.

CHAIRMAN LOSQUADRO:

We have a motion and a second to table. All those in favor? Opposed? **2102 is tabled.**

(Vote: 6/0/0/0)

2226•04, Amending the Adopted 2004 Operating Budget to transfer funds from Fund 477 Water Quality Protection, Amending the 2004 Capital Budget and Program, and appropriating funds in connection with the Aquaculture Leasing Program (CP 7180).

This has now met the requirements, Counsel, before the appropriate committee?

MS. KNAPP:

Yes. I know that the committee met and I also know that they reviewed •• they approved everything that was on their agenda that day, assuming this was on the agenda.

MR. ZWIRN:

Yes.

LEG. VILORIA • FISHER:

All of these were on the agenda, were they not?

MR. ZWIRN:

Yes. The Legislature suggested that 477 bills that were pending before this committee and other committees go through the Water Quality Review Committee which ••

CHAIRMAN LOSQUADRO:

As they are.

LEG. SCHNEIDERMAN:

Well, supposed to.

MR. ZWIRN:

Well, some in the past had gone both ways, but now we're going to be consistent. Legislator Caracciolo represents the Legislature on that.

CHAIRMAN LOSQUADRO:

Correct.

MR. ZWIRN:

And my understanding is he voted affirmatively for all of them that came down. They were all unanimously approved. And this was one of the them.

CHAIRMAN LOSQUADRO:

Very well. Do I have motion?

LEG. VILORIA • FISHER:

Motion to approve.

CHAIRMAN LOSQUADRO:

Motion to approve by Legislator Viloría•Fisher.

LEG. SCHNEIDERMAN:

Second.

CHAIRMAN LOSQUADRO:

Second by Legislator Schneiderman. All those in favor? Opposed? **2226 is approved.**
(Vote: 6/0/0/0).

2286•04, To appoint Member of County Planning Commission, (John J. Nickles, Jr.).

I will make a motion to table. Mr. Nickles is not present.

LEG. BINDER:

Second.

CHAIRMAN LOSQUADRO:

Second by Legislator Binder. All those in favor? Opposed? **2286 is tabled. (Vote: 6/0/0/0)**

2314•04, Amending the 2005 Operating Budget to transfer funds from the Suffolk County Water Protection Fund (477) Reserve Fund to the Suffolk County Department of Health Services Division of Environmental Quality for a study and other planning needs assessment related to the dredging of Meetinghouse Creek.

This is for the planning needs assessment relating to the dredging of Meetinghouse Creek. This met the same criteria. Mr. Zwirn, is that correct?

MR. ZWIRN:

Yes, that's correct.

CHAIRMAN LOSQUADRO:

All of these. Motion to approve by Legislator Viloría•Fisher, second by Schneiderman. All those in favor? Opposed? **2314 is approved. (Vote: 6/0/0/0)**

1006•05, Establishing Automobile and Credit Card Policy for the Board of Suffolk County Water Authority.

I'm going to make a motion to table, seconded by Legislator Schneiderman. All those in favor?

LEG. BISHOP:

Does it require a hearing?

CHAIRMAN LOSQUADRO:

There's a request of the sponsor to table the bill.

LEG. BISHOP:

I just want to know what the bills does.

CHAIRMAN LOSQUADRO:

Explanation.

LEG. BISHOP:

Counsel can speak. What's the policy proposed? I'll listen, guys. You kept me here for an hour and a half before we started.

MS. KNAPP:

The policy basically would be that all future legislative appointees to the Suffolk County Water Authority would basically agree not to accept an automobile or a credit card.

LEG. BISHOP:

So he is just •• the policy is no credit cards. And no cars. Okay.

MS. KNAPP:

That they would submit expenses and use a pool car.

LEG. BISHOP:

A reimbursement method. A pool car. That's funny.

CHAIRMAN LOSQUADRO:

We have motion and second to table. All those in favor? Opposed? **1006•05 is tabled.**

(Vote: 6/0/0/0)

1019•05, Amending Resolution No. 1308•2004, authorizing acquisition under Suffolk County Multifaceted Land Preservation Program (Tedford Parcel, Town of Shelter Island).

LEG. SCHNEIDERMAN:

Motion.

CHAIRMAN LOSQUADRO:

Motion by Legislator Schneiderman. Mr. Zwirn?

MR. ZWIRN:

Yes.

CHAIRMAN LOSQUADRO:

Second by Legislator Binder. On the motion.

MR. ZWIRN:

Mr. Chairman, there's another resolution that the County Executive has sponsored on the Tedford property. The problem with Legislator Caracciolo's resolution is it is defective in its present form because of the delay, you have to understand, the delay in the purchase of this, the Peconic Land Trust bought the portion that the County was supposed to buy with the Town of Shelter Island. As a result, Legislator Caracciolo's bill has them still together. I have been subdividing ••

CHAIRMAN LOSQUADRO:

I'm being told by Counsel that it was amended on 3/7?

MR. ZWIRN:

Did he amend it to cover that?

MS. KNAPP:

March seventh.

MR. ZWIRN:

I haven't seen it. But that was ••

CHAIRMAN LOSQUADRO:

Just a couple of days ago.

MR. ZWIRN:

Otherwise we were going to say let's just join in one. But if he's made the correction, that was my objection.

CHAIRMAN LOSQUADRO:

Counsel is indicating that it was amended to reflect that.

MR. ZWIRN:

Thanks.

CHAIRMAN LOSQUADRO:

So, we had a motion and a second to approve. All those in favor? Opposed? **1019 is approved. (Vote: 6/0/0/0)**

1078•05, Authorizing planning steps for acquisition under Suffolk County Multifaceted Land Preservation Program. (Robbins Property) Town of Brookhaven.

Do I have a motion?

LEG. SCHNEIDERMAN:

Do we have info on this?

CHAIRMAN LOSQUADRO:

What is the information on this parcel?

MR. ISLES:

Well, we had talked about this a little bit at the last meeting, which is why it was tabled. At that time we didn't have a lot of information to give to you in terms of knowing what was proposed, whether we should contact Legislator Lindsay's staff member to get more information we didn't have. We didn't get anything so I think this is an evolving proposal.

And one of the things that was also talked about, we're now entering into the use of the Hamlet Park Program under SOS. There were a couple of comments, including by Legislator Kennedy, about how we'd go about this and what kind of surveys we do for contaminants and things like that. We would like to suggest some guidelines or some direction as to how we handle these things.

CHAIRMAN LOSQUADRO:

We'll certainly be willing to hold this to let it ••

MR. ISLES:

Not to stop particular projects but ••

CHAIRMAN LOSQUADRO:

•• evolve.

MR. ISLES:

Okay.

CHAIRMAN LOSQUADRO:

And have the sponsor work with the Planning Department and Real Estate.

MR. ISLES:

Okay. Thank you.

CHAIRMAN LOSQUADRO:

I'll make a motion to table, seconded by Legislator Binder. All those in favor? Opposed? **1078 is tabled. (Vote: 6/0/0/0)**

1081 •05, Authorizing planning steps for acquisition under Suffolk County Multifaceted Land Preservation Program. (North Fork Preserve Property •• Farmland Component)Town of Riverhead.

This is the North Fork Preserve property, I believe the southern portion, the farmland ••

MR. ISLES:

Yes.

CHAIRMAN LOSQUADRO:

Component?

MR. ISLES:

Yes, it is the southern portion.

LEG. SCHNEIDERMAN:

Motion. Motion to approve.

CHAIRMAN LOSQUADRO:

Do you have any comments on this? It was tabled at the last meeting.

MR. ISLES:

This had gone Farm Committee over the past couple of years twice and twice they recommended non•approval or disapproval. This is a parcel that is used as a private hunting club. There is some farming that goes on. It's also woodlands and wetlands. The Legislature did approve the north part of the North Fork Preserve, which is open space. So at this point the Farmland Committee is not recommended it.

At this point about half of this site is used for farming, but here again it is mainly a private hunting club. This may, here again, also evolve into something that becomes a partial open space acquisition. We do have the aerials, once again, if you want to look at it, but we think this still needs some work and definition.

CHAIRMAN LOSQUADRO:

I recall now that Legislator Caracciolo, the reason that he broke them up into two components was for this very reason and he was not adverse to tabling it. We have a motion by Legislator Schneiderman, seconded by Legislator Binder, to table. All those in favor? Opposed? **1081 is tabled. (Vote: 6/0/0/0)**

INTRODUCTORY RESOLUTIONS

1109•05 Adopting Local Law No •• 2005, A Charter Law adopting the extension of the Smart Government Plan for Environmental Protection, for County Taxpayer Protection, and for Sewer Tax Stabilization.

This requires a public hearing. I make a motion to table. Seconded by Legislator Schneiderman.

LEG. BISHOP:

Can I get an explanation from Counsel?

CHAIRMAN LOSQUADRO:

Please do.

LEG. BISHOP:

Besides throw a lot of good words together.

MS. KNAPP:

Basically this is the extension of the quarter cent. It goes from 2013 to 2025.

LEG. BISHOP:

Yeah, I think that you need an opinion from Bond Counsel whether you can borrow now against

••

MS. KNAPP:

It doesn't contain that provision.

CHAIRMAN LOSQUADRO:

This is just to request the extension.

MS. KNAPP:

Yeah.

CHAIRMAN LOSQUADRO:

Not to seek to borrow against it, I don't believe.

LEG. SCHNEIDERMAN:

It's not a Sense. It's a local law.

CHAIRMAN LOSQUADRO:

Right.

MS. KNAPP:

Apparently there is legislation pending somewhere in Albany because there's also a Home Rule Message on this.

LEG. BISHOP:

I don't see what the point would be, but all right.

CHAIRMAN LOSQUADRO:

We will have a public hearing on this.

LEG. BISHOP:

All right. We'll learn more at the public hearing.

LEG. VILORIA • FISHER:

Okay. Mr. Chair.

CHAIRMAN LOSQUADRO:

Legislator Viloría•Fisher.

LEG. VILORIA • FISHER:

I just want to ask Counsel. A couple of years ago I had proposed the extension of the quarter cent in order to borrow against it and requested a Home Rule Message from Albany. Is that the action that is still pending in Albany?

MS. KNAPP:

I can't tell you that I'm absolutely sure. I believe that the new legislation would not have that additional borrowing component in it. I also believe that the Home Rule Message here has been tabled because there has been some issue as to what the State law is actually going to say. I believe there was something on the table, it was withdrawn, and now there's going to be a new one.

LEG. VILORIA • FISHER:

Okay. Thank you.

MS. KNAPP:

And I would strongly •• perhaps I'll consult with the sponsor between now and Tuesday and maybe be able to even tell you a little bit more then.

LEG. VILORIA • FISHER:

Yeah. There was some serious complications at that time in Albany as I recall.

MR. ISLES:

I'll just note, too, if I can, Mr. Chairman ••

CHAIRMAN LOSQUADRO:

Please.

MR. ISLES:

There are some language changes in this, too, so it broadens out the uses that could be used for this purpose. It also talks about not permitting recreational uses, and we just have a question on that in terms of hiking and passive uses and so forth. But, we are not at that time now, I think, to get to that kind of comment. We just put it on notice basically.

CHAIRMAN LOSQUADRO:

Absolutely. And in the interest of, again, having things happen simultaneously, if you could contact the sponsor now, this way as the process evolves we don't get those last minute hold-ups and trying to makes changes and things. We have a motion and a second. All those in favor? Opposed? **1109 is tabled for a public hearing. (Vote: 6/0/0/0)**

1117 is already approved.

1133•05, Authorizing Planning Steps for Acquisition under Suffolk County Save Open Space (SOS), Farmland Preservation, and Hamlet Parks Fund (Middle Country Road Property) Town of Brookhaven.

This is the Middle County Road property and that is being distributed to us.

MR. ISLES:

Mr. Chairman, this is a •• we have one other one under the Hamlet Parks, a new program. This site is larger, it is 13 acres than the prior one we looked at. It's next to a Home Depot as I understand it. It's in generally a commercial strip along Jericho Turnpike. It is zoned business for a small distance along Jericho but then is residential A1 in the back.

The sponsor's resolution does include language about ball fields and a playground. In conversations with staff to the Presiding Officer on this one, the sponsor, they have indicated that there is a resolution from the Town of Brookhaven agreeing to be the, I believe, to operate this facility and so forth. It's been indicated that it's going to be provided to the Planning

Department at least. So we feel a little bit better, this one's a little bit further along. We'd still like to proceed with the evolution of guidelines for the Hamlet Park Program, but we wouldn't object to this based on the information we have at this point.

CHAIRMAN LOSQUADRO:

I happen to be very familiar with this area. My father's business was just down the road in Centereach and obviously like some of the other areas, much further west this is a highly developed area with very limited open space left. The community has been developed so densely that areas for recreation such as this are few and far between. I will make a motion to approve.

LEG. VILORIA • FISHER:

Second.

CHAIRMAN LOSQUADRO:

Seconded by Legislator Vilorina•Fisher. All those in favor?

LEG. BISHOP:

On the motion.

CHAIRMAN LOSQUADRO:

On the motion.

LEG. BISHOP:

This is commercial property that fronts on Jericho Turnpike?

MR. ISLES:

There's a distance of about a hundred feet or so that's parallel to Jericho Turnpike that is zoned business. The majority of the parcel is zoned A1 residential.

LEG. BISHOP:

Wouldn't that be very expensive if it is commercial property under ••

MR. ISLES:

It may be.

LEG. BISHOP:

I mean, wouldn't it be ••

CHAIRMAN LOSQUADRO:

That is to be determined under planning steps.

LEG. BISHOP:

Well, you know, I know we're very liberal with our planning steps and I have been an advocate of that, but it seems to me that, I don't know, this seems the perfect parcel to vote down. I mean, it's commercial property on Jericho Turnpike. I'm sure there are other areas of Selden where we can put a Greenways park. I mean, Selden is not, with all do respect, is not Babylon where it's one•hundred percent developed. Am I wrong or right?

CHAIRMAN LOSQUADRO:

It's pretty much there.

MS. FISCHER:

In that area.

MR. ISLES:

That becomes the issue in western Suffolk and some of the denser communities, is the availability of land.

LEG. BISHOP:

I don't know. I think of Selden as east from my perspective.

CHAIRMAN LOSQUADRO:

Not at all, Legislator Bishop.

LEG. BISHOP:

But you're telling me it's a western Suffolk community.

MR. ISLES:

It's relative.

LEG. BISHOP:

It's all relative. But what is •• the most neutral perspective from the eye in the sky, would Selden •• is Selden 100% developed? Are there open lots?

MS. FISCHER:

Well, in that area along Jericho it is very densely commercial strip.

LEG. BISHOP:

Well, on Jericho, of course.

MS. FISCHER:

And that •• and behind there is very dense residential uses throughout that entire area. You would have to actually move through Ridge to get into some bigger open space parcels, honestly. This is just east.

LEG. BISHOP:

Well, I don't know about •• I'm not interested in •• even for a community park for this need. Is this really the best opportunity ••

MR. ISLES:

Well, the only point I'd like to add to that ••

LEG. BISHOP:

Or among the better ones. Not the best.

CHAIRMAN LOSQUADRO:

Legislator Bishop, if I may. As I said, I happen to be quite familiar with this area. Really, the entire corridor, north and south of 25 from County Road 83 to Nicolls •• from Patchogue•Mt. Sinai to Nicolls Road is really completely built out. I know you may think of it as east, but to drive through there, it is not. It is very densely developed.

MS. FISCHER:

You would actually think you're in Babylon.

MR. ISLES:

Mr. Chairman, if I could add, too, that just from a planning standpoint, another advantage of this site is that it has direct access from a collector road. You are not going through a neighborhood to get there. It also by being adjacent to commercial development, there is the ability for potentially overflow parking or cooperative parking arrangements, so it's not as intrusive into an existing community or neighborhood that some of the other more remote sites might be. The topography seems pretty good. The underlying zoning here again is predominantly residential, so at least from a locational standpoint, which is one of the criteria on our rating forms, this seems to be pass basic muster in terms of the value we don't know at this point.

CHAIRMAN LOSQUADRO:

That is to be seen. And I agree with the access standpoint. I think that is very important. We have •• I'm sorry, Legislator Viloría•Fisher. I don't think your mike is on.

LEG. VILORIA • FISHER:

How has this parcel escaped development? What was •• what held it open for so long?

MR. ISLES:

It's a good question.

LEG. VILORIA • FISHER:

I mean, I started teaching in Middle Country Schools in 1969 and every piece was built and developed. So, how has this escaped?

MR. ISLES:

That's a very good question. I do not know the answer. Real Estate will contact the owner if this is approved to see if we have an interested seller and we'll get some response at that point. I don't know the answer, though, to your question.

LEG. VILORIA • FISHER:

Okay. Because as Legislator Losquadro said, Selden really has been divided up and developed,

and the only thing I can think of in the area is on Hammond Road near the pool, that town property there where the pool is on Hawkins, rather. But most of it you've got pretty crunched together, much development. And I think it would certainly help to ameliorate some of the problems on Middle Country Road which has so many curb cuts, and if this commercial property were developed commercially, it would add more curb cuts to Middle Country Road and it's a very dangerous place to begin with.

MR. ISLES:

This would need a curb cut, too, but it would probably ••

LEG. VILORIA • FISHER:

But not on Middle Country ••

MR. ISLES:

But it probably would be on different hours.

LEG. VILORIA • FISHER:

Well •• and it wouldn't be a commercial property coming in and out.

MR. ISLES:

No. It would be a recreational property but it would be ••

LEG. VILORIA • FISHER:

And it would come out on to •• I thought you said there was an access road that wasn't on the Middle Country Road, no?

MR. ISLES:

No. It would most likely come out to Middle Country Road.

LEG. BISHOP:

You're saying that's a good thing.

LEG. VILORIA • FISHER:

No.

CHAIRMAN LOSQUADRO:

Well, I think that's a good thing that you wouldn't have to go through neighborhoods with the accompanying traffic of ball fields or other recreational uses.

LEG. VILORIA • FISHER:

I hate to see recreational use, though, coming out on to Middle Country Road. I see that as a negative, I do.

MR. ISLES:

I think •• well, that would have to be certainly studied. There is Park Hill Drive ••

CHAIRMAN LOSQUADRO:

Well, you would have to do the proper setbacks. If you look at the parcel that the County purchased in partnership partnered with Town of Brookhaven, that colloquial referred to as the Wedge Property, that is right on 25A, right on 83. Major access is actually a bonus when it comes to usages like that. It makes it very accessible to the public and this sort of falls under the same model.

So, we had a motion and a second. All those in favor? Opposed? **1133 is approved. (Vote: 6/0/0/0)**

1134•05, Authorizing Planning Steps for Acquisition under Suffolk County Save Open Space (SOS), Farmland Preservation, and Hamlet Parks Fund (Borella Property)Town of Smithtown.

This is the Borella property in the Town of Smithtown. We are commenting that we enjoyed the yellow stippling effect to indicate Town of Smithtown holdings.

MR. ISLES:

Okay.

LEG. VILORIA • FISHER:

Borella's farmstand isn't going to be there anymore?

MR. ISLES:

I don't think that's proposed. I think they're proposing to go into the County Farmland Protection Program.

LEG. VILORIA • FISHER:

Oh, the protection program. Oh, okay. Thank you.

MR. ISLES:

Right.

LEG. VILORIA • FISHER:

Okay. Thank you.

MS. FISCHER:

The reason we made a copy •• an aerial of farmland which we usually don't do is because of its location in western Suffolk and its relation to other types of uses in the area, so.

MR. ISLES:

This is an example of your investment in GIS, so thank you very much. Here we go.

LEG. BISHOP:

What kind of farm is it?

MR. ISLES:

It's a vegetable farm.

MS. KNAPP:

Corn.

MR. ISLES:

Corn? Okay. It's actually in the process of going into an agricultural district which is going to be presented to you at the next meeting and on and that form its indicated as vegetable, so that is what I know from. Corns are a vegetable, absolutely.

LEG. BISHOP:

This must cost a fortune just for the development rights.

CHAIRMAN LOSQUADRO:

Very good.

MR. ISLES:

Mr. Chairman, this is obviously a proposal for purchase of development rights.

CHAIRMAN LOSQUADRO:

Yes.

MR. ISLES:

As indicated, it is an application now going for an agricultural district designation. However, I would point out to you that at this point in time this has not been reviewed by the Farm Committee. That's not mandatory, it's advisory to you but we would typically place this before their agenda at their next available meeting which is in April. I just pass that along for your information. This is only planning steps, too, I realize, but that's ••

CHAIRMAN LOSQUADRO:

Correct.

MR. ISLES:

•• typically the practice.

CHAIRMAN LOSQUADRO:

Gentlemen, do we have a motion?

LEG. SCHNEIDERMAN:

Motion.

CHAIRMAN LOSQUADRO:

I have a motion by Legislator Binder, seconded by Legislator Schneiderman to approve. All those in favor? Opposed? **1134 is approved. (Vote: 6/0/0/0)**

1155•05, Amending Resolution No. 1308•04 to Authorize Acquisition under the Suffolk County Multifaceted Land Preservation Program for a portion of the property formerly known as the Tedford Property (Town of Shelter Island).

This is the •• is this the one we passed earlier? Okay. Very good. Legislator Caracciolo's was amended and passed. I'll make a motion to table subject to call on this. Second by Legislator Kennedy. All those in favor? Opposed? **Motion is tabled subject to call. (Vote: 6/0/0/0).** Thank you very much.

We'll move on to CEQ resolutions. This is a very short CEQ agenda. I'm very happy about that. Is this a prelude to something bad next time?

MR. BAGG:

Hopefully not. It's the beginning of the year. The projects come in slower and usually they accelerate as we get to the end of the year.

CHAIRMAN LOSQUADRO:

Thank you, Mr. Bagg. CEQ resolutions.

19•05 Proposed SEQRA Classifications of Legislative Resolutions Laid on the Table on January 25th and February 15th 2005. (Type II actions).

MR. BAGG:

This is pretty much pro forma. This is Council's recommendations relative to those legislative resolutions for the January 25th ••

CHAIRMAN LOSQUADRO:

Very well. Motion by Legislator Schneiderman, second by Legislator Bishop. All those in favor? Opposed? **1905 is approved. (Vote: 5/0/0/1 Not Present: Legislator Binder)**

20•05 Proposed Suffolk County Sewer District Laboratory, CP #8166, Suffolk County. (Type II actions)

MR. BAGG:

This basically ••

CHAIRMAN LOSQUADRO:

I'm actually interested.

MR. BAGG:

•• is purchasing laboratory equipment for the Sanitation Division laboratory. Council recommends it's a Type II Action.

CHAIRMAN LOSQUADRO:

For testing the outflow of?

MR. BAGG:

Yes.

CHAIRMAN LOSQUADRO:

Very well. Same motion, same second, same vote. **(Vote: 5/0/0/1 Not Present: Legislator Binder)**

21•05 Proposed Police Department Additional Data Storage, CP #3236, Suffolk County. (Type II actions)

MR. BAGG:

Basically the project wants to provide 128 gigabyte additional capacity to accommodate projected growth.

CHAIRMAN LOSQUADRO:

Very good. Same motion, same second, same vote. **(Vote: 5/0/0/0 Not Present: Legislator Binder)**

22•05 Proposed Police Department Laser Measuring Equipment, CP # 3505, Suffolk County. (Type II actions).

This is just again for ••

MR. BAGG:

Equipment for the Crime Scene office.

CHAIRMAN LOSQUADRO:

For actual equipment?

MR. BAGG:

Yes.

CHAIRMAN LOSQUADRO:

Same motion, same second, same vote. **(Vote: 5/0/0/1 Not Present: Legislator Binder).**

23•05 Proposed Improvements to Sewer District #10 • Stony Brook, CP # 8175, Town of Brookhaven. (Unlisted Action; Negative Declaration)

MR. BAGG:

This project involves replacement of dry wells, pumps, generator and control systems to improve the sewer district's pumping station and reliability. Council recommends it's an unlisted action, negative declaration.

CHAIRMAN LOSQUADRO:

Motion by Legislator Vioria•Fisher, seconded by myself. All those in favor? Opposed? **23•05 is approved. (Vote: 5/0/0/1 Not Present: Legislator Binder)**

Seeing no further business before us, meeting stands adjourned. Thank you very much.

(THE MEETING CONCLUDED AT 3:59 PM)

DENOTES SPELLED PHONETICALLY